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6 Counsel for Defendant CRAYTON
7

8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA
10

11 UNITED STATES OF AMERICA,)	No. CR-07-803 MMC
)	
12 Plaintiff,)	
)	STIPULATION AND [PROPOSED]
13 vs.)	ORDER TO CONTINUE SENTENCING
)	DATE
14 LAWRENCE CRAYTON,)	
)	Date: June 11, 2008
15 Defendant.)	Time: 2:30 p.m.
)	Court: The Honorable Maxine M. Chesney
16)	

17
18 Undersigned counsel stipulate as follows:

- 19 1. Sentencing in this matter is currently set for June 11, 2008, at 2:30 p.m.;
- 20 2. Mr. Crayton entered an open plea before this Court on March 5, 2008. Defense
21 counsel needs more time to review the documents associated with loss amount in
22 this matter, which the Probation Department has set at \$239,000. Government
23 counsel submitted a spreadsheet to both defense counsel and the Probation Officer
24 calculating loss. The government's loss amount is supported by over 2,000
25 documents associated with the false service vouchers issued by Mr. Crayton while
26 he was employed at Amtrak. Defense counsel believes that some of these

1 vouchers should not be included in the loss amount, and she needs more time to
2 review the individual vouchers to make this determination;

3 3. Defense counsel also needs to finalize her loss assessment prior to filing a final
4 objection letter with the Probation Department for the Presentence Report;

5 4. Defense counsel requests a continuance of the sentencing for these purposes;

6 5. Government counsel has no opposition to the request for a continuance of the
7 sentencing date for these purpose;

8 6. Defense counsel has conferred with the Probation Officer assigned to this matter,
9 Cris Carruba. Ms. Carruba is not available for Mr. Crayton's sentencing on any
10 date in June. Given the July 4th holiday, the parties have agreed to request a
11 sentencing date of July 16, 2008 at 2:30 p.m.;

12 7. USPO Cris Carruba has been contacted by defense counsel, and has no objection
13 to a continuance of the sentencing date to July 16, 2008 at 2:30 p.m. She requests
14 the Court to further order that the Final Presentence Report in this matter is not
15 due until July 2, 2008, which will allow defense counsel sufficient time to submit
16 final objections to the draft Presentence Report.

17
18 **IT IS SO STIPULATED**

19 Dated: May 27, 2008

20 _____/S/
ELIZABETH M. FALK
Assistant Federal Public Defender

21
22 Dated: May 27, 2008

23 _____/S/
CHRISTINA HUA
Assistant United States Attorney

24 **[PROPOSED] ORDER**

25 GOOD CAUSE APPEARING, it is hereby ORDERED that the sentencing date in the
26

1 aforementioned matter currently set for June 11, 2008, is vacated. The sentence date shall be
2 continued to July 16, 2008 at 2:30 p.m. The Final Presentence Report is due to this Court no
3 later than July 2, 2008.

4
5 **IT IS SO ORDERED.**

6
7
8 Dated: _____

THE HONORABLE MAXINE M. CHESNEY
UNITED STATES DISTRICT JUDGE